App. F. IX-4

*Previous References*

1940
193 .
( )
Court

File No. 208-40

Serial Nos. 1-2

*Later References.*

Cir Def 37/42
CD 296-44-1

# GENERAL AND REVENUE SECRETARIAT.

*Serial Nos.* two only

**Part B for** April 1941

**SUBJECT.**

Introduction of First Class powers on the Second City Magistrates, Bangalore.

No. P 5297 Dated 21.4.41.

P 5298-9 D/ 21.4.41

To 1) The Compiler, Mysore Gazette

WD 0573—GPB—22,500—12-9-39

2) Registrar H C.

3) D. M. Bangalore

Notifies the appointment of the Second City Magistrate B'lore as a Magistrate of the I Class.

C. G. Visvanathan
26/6/41

Serial No. 1

DEWAN'S OFFICE
24. APR. 1941
NO. 7202

From-
The Registrar Hgh. Court
No Roc 1216/40-41 dy 18.4.1941.

Recommends that the Second City Magistrate Bangalore may be invested with First Class powers.

Submitted with References for perusal.

Kind reference is invited to para 42 of the rules in its collection 132-60 placed below.

A draft of a Notification is listed herewith for approval or other orders

(The term of this Court is being Continued year after year).

May be approved
Law Secretary) 3
24/4/41.

CSR 21/4

Issue and submit again.

Hm 2 21/4/41.

To
The Compiler Mysore Gazette
No P 5297 dy 21.4.41

3
24/4/41

Notifies the appointment of the Second City Magistrate Bangalore by virtue of his office, as a First class magistrate and the investiture of Certain powers on him.

Resubd after issue

Law Secretary) 3
-24

CSR 22/4

Dewan)

Hm 2 23/4/41

NOTE—Comm. Secd. 7379

Hm 2 24-4-41 3 23/4/41
24/4/41

| | Serial No. |
|---|---|
| ~~Draft~~ To the Comptroller, Mysore, Bgdre<br>No P 5297 dy 21-4-41<br>Notifies the ~~issue~~ appointment of additional ~~powers~~ the Second Class Magte, B'lore as a Magistrate of the I Class.<br>To the Regr. High Court and the Dr. Magte. Bangalore -<br>No P 5298-9 dy 21-4-41<br>Do copying the above. | 2<br><br><br><br><br><br><br><br><br><br><br><br>B<br>K |

D.x.O. R.G.C. 1276 Cts 41

HIGH COURT
OF MYSORE,
BANGALORE.

Dated 17th April 1941.
18*

From

The Registrar,
High Court of Mysore,
Bangalore.

To

H.V. Narayana Rao, Esq., B.A., LL.B.,
Secretary to Government,
Law Department, Bangalore.

Sir,

I am directed to refer to order No.P.4933/Cts.132-40-14, dated April 1, 1941, posting Mr. R.P. Vasudeo, B.A., B.L., Munsiff, to the charge of the Second City Magistrate's Court of Bangalore as a temporary measure and to state that as a large number of petty cases are being filed in this Court the nature of the work in that Court is such that it is necessary that every presiding magistrate of that Court should be invested with all the additional powers mentioned in Schedule IV as powers with which a Magistrate of the first class may be invested by Government excepting the power to hear appeals under Section 407 of the Code of Criminal Procedure and the power to try cases of sedition under Section 124(A) of the Indian Penal Code.

In order to obviate frequent recommendations for empowering every Magistrate who will be newly appointed to that Court with these powers, I am to recommend that the Second City Magistrate of Bangalore may by virtue of office be appointed a Magistrate of the first class and invested with all the powers mentioned above as has been done in the case of the Second City Magistrate of Mysore, under Government Notification No.P.1532/Cts.40-34, dated August 31. 1935.

I have the honour to be,
Sir,
Your most obedient servant,

For Registrar (awaiting vacation)

SK.

**DRAFT.**

**SUBJECT**.....

.....

**General and Revenue Secretariat**

No. P5297 / CS-208-140-2

*Bangalore, Dated,* 21.4.1941

**NOTIFICATION.**

Under Section ~~12~~ 39 of the Code of Criminal Procedure, 1904, the Second City Magistrate Bangalore ~~posted to the charge of the Special Magistrate's Court, at ..... in Notification No.~~ by virtue of his office is appointed a Magistrate of the First Class and under Section 37 of the code he is invested with all the additional powers specified in Schedule IV as powers with which a Magistrate of the First Class may be invested by Government except the following powers:-

~~(i) Power to try cases summarily — Section 260.~~

(ii) Power to hear appeals from convictions by Magistrates of the Second and Third Classes — Section 407.

(iii) Power to try cases of sedition under Section 124 A of the Indian Penal Code.

2. Under Section 357 of the said code, he is also empowered to take down the evidence of witnesses in cases tried by him in his own hand in the English language.

By Order,

21/4/41

*Secretary to Government,*
*Law Department.*

To—The Compiler, Mysore Gazette. for publication in part III

Diary No. / of letter / replied to No. P5298-9 & 21.4.41

Date of issue

Signed by

List of enclosures

Examined by

Copy to (1) The Regr. Hi Ct Bang
(2) The Sessions Bangalore

Government of His Highness the Maharaja of Mysore.

General and Revenue Secretariat.

No.F.5297/Cts.208-40-2 Bangalore, dated 21st April 1941.

Notification.

Under section 39 of the Code of Criminal Procedure, 1904, the Second City Magistrate, Bangalore, is, by virtue of his office, appointed a Magistrate of the First Class and under section 37 of the code he is invested with all the additional powers specified in Schedule IV as powers with which a Magistrate of the First Class may be invested by Government except the following powers:-

(1) Power to hear appeals from convictions by Magistrates of the Second and Third classes - Section 407.

(ii) Power to try cases of sedition under section 124 A of the Indian Penal Code.

By Order,

Secretary to Government,
Law Department.

To

The Compiler, Mysore Gazette, for publication in part III.